

MEMO ENDORSEDRECEIVED
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2022 FEB 23

UNITED STATES DISTRICT COURT
IN THE SOUTHERN DISTRICT OF NEW YORKJASON MARLEY
PetitionerUSDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 2/24/22RECEIVED
2022 FEB 22 PM 2:53
U.S. COURT OF APPEALS

vs.

CASE: CIV. 21-4725 VEC
16 CR. 00374 (VEC)UNITED STATES OF AMERICA
RespondentRECEIVED
SDNY PRO SE OFFICE
2022 FEB 23 AM 10:16PETITIONER MOTION FOR THE APPOINTMENT
COUNSEL

Comes now the Petitioner JASON MARLEY, pursuant to 18 U.S.C. CIA 3006A request this Court to Appoint Counsel to represent Him in this case for the following reason,

1. The petitioner is unable to afford Counsel and has no way of obtaining the CIA 23 financial form or Affidavit to make that request
2. The issue involved in this case are complex and beyond any understanding the petitioner has of the Law and its procedures
3. The petitioner is currently being held in isolation under strict COVID-19 restriction from in or about December 2021, the petitioner had contracted the omicron during that time, that has not allow him ample use of the Law Library to research issue for his response.

4. the petitioner desperately needs the help of legal counsel to properly prepare the issues/claims and supporting facts and laws to support each issue that will be presented before this Honorable Court
5. The petitioner has limited knowledge of the law
6. the petitioner respectfully ask this Court to appoint an Attorney if possible due the complex nature of the case and the restriction

WHEREFORE This Honorable Court should appoint counsel to represent the petitioner

Respectfully submitted
JASON MARLEY

Jason Marley
Reg. No. 08283068
F.C.I. Allenwood Med
P.O. box 2000
White Deer PA. 17887

Signed 9 day of 2 2022

Application DENIED. Although the Court is sympathetic to Mr. Marley's difficulties pursuing his claims in light of both COVID-19 and his inexperience with the law, in light of the factors that the Court must consider when determining whether to grant an indigent litigant's request for pro bono representation — especially whether the claim is likely to be of substance or has a chance of success, *see Hodge v. Police Officers*, 802 F.2d 58, 61 (2d Cir. 1986) — the Court does not find that Mr. Marley's pending habeas petition merits the appointment of counsel. The Clerk of Court is respectfully directed to mail a copy of this order to Mr. Marley and to note the mailing on the docket.

SO ORDERED.

Valerie Caproni
2/24/22

HON. VALERIE CAPRONI
UNITED STATES DISTRICT JUDGE

INMATE NAME/NUMBER:

FCC ALLENWOOD

P.O. BOX 2000

WHITE DEER, PA 17887

Jason Marley #08283068

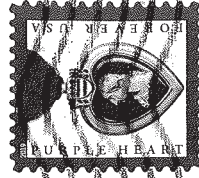
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U.S. District Court
SDNY
Clerk Office
United States District Court
for the Southern District
of NY

40, Foley St.

10007-150301

